

State of South Dakota

SEVENTY-FIFTH SESSION
LEGISLATIVE ASSEMBLY, 2000

655D0715

SENATE ENGROSSED NO. **SB161** - 2/10/00

This bill has been extensively amended (hoghoused) and may no longer be consistent with the original intention of the sponsors.

Introduced by: Senators Bogue and Everist and Representatives Hunt and Fischer-Clemens

1 FOR AN ACT ENTITLED, An Act to restrict the legal responsibility to provide financial
2 support for certain family members.

3 BE IT ENACTED BY THE LEGISLATURE OF THE STATE OF SOUTH DAKOTA:

4 Section 1. That § 25-7-27 be amended to read as follows:

5 25-7-27. ~~Every~~ Any adult child, having the financial ability ~~so~~ to do so, shall provide
6 necessary food, clothing, shelter, or medical attendance for a parent who is unable to provide for
7 himself; ~~provided that~~ oneself. ~~However,~~ no claim ~~shall~~ may be made against such adult child
8 until ~~notice has been given such adult child~~ the adult child is given written notice that his the
9 child's parent is unable to provide for himself oneself, and such adult child ~~shall have~~ has refused
10 to provide for ~~his~~ the child's parent. Notice required by this section shall be given within ninety
11 days after the necessary food, clothing, shelter, or medical attendance, claimed in the notice, was
12 first provided for the parent. However, in the case of fraud or misrepresentation, notice shall be
13 provided within ninety days after such fraud or misrepresentation is known or should have been
14 known. If the parent or someone acting on behalf of the parent makes application for assistance
15 pursuant to chapter 28-13, the county shall give the written notice required herein within ninety
16 days after it receives the application or notice required under § 28-13-1, 28-13-32.3, 28-13-32.4,

1 or 28-13-34.1, whichever is sooner.

1 **BILL HISTORY**

2 1/21/00 First read in Senate and referred to Judiciary. S.J. 139

3 1/24/00 Scheduled for Committee hearing on this date.

4 1/24/00 Deferred by Chair.

5 1/26/00 Scheduled for Committee hearing on this date.

6 1/26/00 Judiciary Deferred to another day.

7 1/28/00 Scheduled for Committee hearing on this date.

8 1/31/00 Scheduled for Committee hearing on this date.

9 1/31/00 Deferred to 36th legislative day, AYES 5, NAYS 1. S.J. 262

10 2/7/00 Judiciary Hog Housed.

11 2/7/00 Scheduled for Committee hearing on this date.

12 2/7/00 Judiciary Reconsidered.

13 2/7/00 Judiciary Do Pass Amended, Failed, AYES 3, NAYS 3.

14 2/7/00 Judiciary Do Pass Amended, Passed, AYES 4, NAYS 3. S.J. 338

15 2/9/00 Motion to Amend, Passed. S.J. 393

16 2/9/00 Senate Do Pass Amended, Passed, AYES 32, NAYS 1. S.J. 393